THE MINISTER OF FINANCE AND THE MINISTER OF COMMERCE (SHRI NARAYAN DATT TIWARI): Mr, I Chairman, I have heard with utmost res-
the objections raised by my distinguished colleague, Advaniji, and other distinguished Members. I agree that it should not ordinarily be a routine sort of a thing that we amend Acts by ordinances, especially the Finance Act. I am for that. There is no question, the Finance Act should not ordinarily be amended by ordinance or should not ordinarily be amended once it has been legislated upon. But this year there has been an extraordinary situation and the honourable Member himself would perhaps agree that because of the unprcce-dented drought we had to raise additional resources and I had the blessings of this House in this matter, that we must do whatever we could to provide succour to the suffering masses and the quotation that has. been given by the honourable Mem ber that unless there is an emergency or unprecedented_____

SHRI LAL K. ADVANI : Not in respect of finances.

SHRI NARAYAN DATT TIWARI: There had been an emergency in the sense that there was an unprecedented drought. Everyday we were looking for rains and there were no rains. In all humility I submit that I would be the last person to have to resort to such an ordinance, but 1 had to do my duty to this House to raise resources for meeting the unprecedented drought and floods in a few States. Therefore, I am thankful to my honourable friend, Mr. Bhandare, for having brought out that unless we amended the Income-tax Tax Act for that we could not have got the advance income-tax for this year. And, therefore, it became the essence of the matter and that was the reason why we had to bring forward this Ordinance. I am grateful to Advaniji, as far as the content of the Ordinance goes, for supporting the : i resource-raising efforts.

श्री लाल कृष्ण आडवानी : आप इमरजेंट मीटिंग बुलाते पार्लियामेंट की, उसमें आपत्ति नहीं है। लेकिन फायनेंस बिल के लिये यह नहीं होगा।

SHRI NARAYAN DATT TIWARI: 1 hope, Sir, that the honourable Members will bear with me.

श्री लाल कृष्ण आडवानी: आप एक्जामिन कीजिये।

It is a very vital matter.

MR. CHAIRMAN ; There is a Consti, tutional provision under article 123 for issuing Ordinances. Strong views have been expressed about this. I hope these views and the propriety of the Constitution will be kept in view by the Government and, in future, recourse to issuing Ordinances will be minimal and will be as sparing as possible, especially in the case of financial Ordinances. ... *(Interruptions')*

and they will be issued only when absolutely essential and urgent. Now, Papers to be laid on the Table.

Ordinances under Article 123 of the Constitution

SHRI M. M. JACOB : Sir, I beg to lay on the Table, under sub-clause (a) of clause (2) of Article 123 of the Constitution, a copy each (in Englsh and Hindi) of the following Ordinances:—

(i) The Constitution (Scheduled Tribes) Order (Amendment) Ordinance, 1987. (No. 5 of 1987). [Placed in Library. *See* No. LT—4916/87].

(ii) The Finance (Amendment), Ordinance, 1987 (No. 6 of 1987). [Placed in Library. *See* No. LT-4917/87].

(iii) The Representation of the People (Amendment) Ordinance. 1987 (No 7 of 1987). [Placed in Library. *See* No LT-4918/87L

(iv) The Auroville (Emergency Provisions) Amendment Ordinance, 1987 (No. 8 of 1987). [Placed in Library *See* No. LT—4919/87].

I. Report and Audited Account, (1985-86) of the Peoples 'Action for Development (India), New Delhi and related papers.

II. Report and Audited Accounts of the Council for Advancement of Rural Technology, New Delhi and related papers for the period April 1985 toAugust, 1986.

कृषि मंत्रालय में ग्रामीण विकास विभाग में राज्य मंत्री (श्री रामानन्द यादव) : श्रीमान् मैं निम्नलिखित पत्रों की एक-एक प्रति (अंग्रेजी तथा हिन्दी में) सभा पटल पर रखता हूं:—

(i) (क) 1985–86 के वर्ष के लिये पीपुल्स ऐक्शन फार डेवलपमेंट (इंडिया) नई दिल्ली का वार्षिक प्रतिवेदन और लेखापरीक्षित लेखे ।

(ख) सोसाइटी के कार्यकरण की सरकार द्वारा समीक्षा ।

(ग) ऊपर (क) में उल्लिखित पत्रों को सभा पटल पर रखने में हुये विलम्ब के कारणों को दर्शाने वाला विवरण । [पुस्तकालय में रखी गई (क) से (ग) के लिये देखिये सं० एल टी० 4931/87]

(ii) (क) अप्रैल, 1985 से अगस्त 1986 तक की अवधि के लिये ग्रामीण प्रौद्योगिकी विकास परिषद् नई दिल्ली का तीसरा वार्षिक प्रतिवेदन और लेखापरीक्षित लेखे ।

(ख) परिषद् के कार्यकरण की सरकार द्वारा समीक्षा ।

(ग) ऊपर (क) में उल्लिखित पत्रों को सभा पटल पर रखने में हुये विलम्ब के कारणों को दर्शाने वाला विवरण । [पुस्तकालय में रखी गई (क) से (ग) के लिये देखिये सं० एल० टी०–4930/87]

Coconut Development Board Recruitment (Amendment) Regulations, 1987

THE MINISTER OF SLATE IN THE DEPARTMENT OF AGRICULTURE AND COOPERATION IN THE MINIS. TRY OF AGRICULTURE (SHRI YO-GENDRA MAKWANA): Sir, I beg to lay on the Table, under section 21 of the Coconut Development Board Act, 1979, a copy (in English and Hindi) of the Ministry of Agriculture (Department of Agriculture and Cooperation) Notification G.S.R. No. 586, dated the 25th luly, 1987, publishing tne Coconut Development Board Recruitment (Amendment) Regulations, 1987. [Placed in Librliry. *See* No. LT—4932/87].

ANNOUNCEMENT BY CHAIRMAN

Notice received from the Supreme Court egarding petition filed by Shri RaniDhan, MP, Lok Sataba and Shri SatyaPal Malik, Mp, Rajya Sabha.

MR. CHAIRMAN: I have io inform the House that I have received a notice from the Supreme Court of India in con nection with the transfer petition filed by the Union of India seeking transfer of a writ petition filed by Shri Ram Dhan, Member, Lok Sabha and Shri Satya Pal Malik, Member Rajya Sabha, wherein they have challenged the validity of the Constitution (Fifty-Second Amendment) Act, 1985, from the Delhi High Court to the Supreme Court.

As per our practice, we do not propose to respond to the notice or put in aft appearance in the Court. I am passing on the relevant papers to the Minister of Law and Justice for taking such action as he may deem fit in the matter.

I hope the House agrees with this view. SOME

HON. MEMBERS : Yes,

SITUATION IN SRI LANKA

MR. CHAIRMAN : Now, Mr. Murasoli Maean.

SHRI MURASOLI MARAN (Tamil Nadu): Mr. Chairman, Sir, I thank you and other Opposition leaders here for giving me this opportunity to bring to the attention of this House, file Government and the Prime Minister the goings-on in Sri Lanka, the butchering of all the Tamils in Sri Lanka by the so-called Indian Peaee Keeping Force.

Sir, it is shocking to the whole mankind, shocking not only to the Tamils in Tamil Nadu, but also to the Tamils living all over India and Indians living all over the world, and it is something unheard of, something not ever thought of, something un-Indian, something brutal, something uncivilised, which is going on there to Sri Lanka and